

REMARKS

Claims 1, 4-6 and 8-11 are pending in this application. By this amendment, Applicant has amended claims 1, 8 and 11 and added dependent claims 41-46. Applicant respectfully submits that claims 1, 8, 11 and 41-46 do not contain new matter and that the invention, as defined by claims 1, 4-6, 8-11 and 41-46, is patentable over the prior art.

Based on the foregoing amendments and the following Remarks, the application is deemed to be in condition for allowance and action to that end is respectfully requested.

I. THE 35 U.S.C. §112 REJECTIONS AND “FORMAL” MATTERS

The Examiner asserts that claims 1 and 8 are objected to because the “said” should be omitted from claims 1 and 8. The Examiner asserts that claims 1 and 11 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.. Particularly, claims 1 and 11 are rejected as being incomplete for omitting essential elements..

As noted above, Applicant has amended claims 1 and 8 to replace “said” with “the” in the aforementioned claims. Also, Applicant has amended claims 1 and 11 to include limitations so as to overcome the 35 U.S.C. §112 rejection. Particularly, Applicant has amended claim 1 to require, among other things, “in response to receiving the request” and “wherein the amended tender is created upon accepting the request to change the at least one term received from the tender recipient.” Applicant has also amended claim 11 to require similar limitations as amended claim 1. Applicant has also amended claim 11 to delete the duplicate limitation recited on page 5 and page 6 of the aforementioned claim. Applicant respectfully submits that the above amendments to each of the respective claims provides the clarification sought by the Examiner.

In view of the foregoing, Applicant respectfully requests that the Examiner's 35 U.S.C. §112 rejection of claims 1 and 11 be withdrawn.

Further, as claims 4-6 and 8-10 depend either directly or indirectly from independent claim 1, they contain all of the elements and limitations of the claim from which they depend. Claims 4-6 and 8-10 are therefore also patentable for at least the same reasons as independent claim 1. Also, as claims 41-46 depend either directly or indirectly from independent claim 11, they contain all of the elements and limitations of the claim from which they depend. Claims 41-46 are therefore also patentable for at least the same reasons as independent claim 11. Therefore, the Applicant respectfully requests that the Examiner withdraw the 35 U.S.C. § 112 rejection of claims 4-6, 8-10 and 41-46.

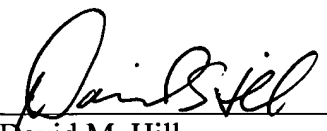
II. CONCLUSION

In view of the foregoing, the application is deemed to be in condition for allowance and action to that end is respectfully requested. Allowance of pending claims 1, 4-6, 8-11 and 41-46 is, therefore, respectfully requested.

Should any changes to the claims and/or specification be deemed necessary to place the application in condition for allowance, the Examiner is respectfully requested to contact the undersigned attorney to discuss the same.

Respectfully submitted,

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